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Faculty Senate Minutes

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1-27-2017

January 27, 2017 Approved Minutes

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Abstract

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SWOSU Faculty Senate

January 27, 2017 Approved Minutes

- I. **Call to Order:** Faculty Senate President Tom McNamara called the January meeting of the SWOSU Faculty Senate to Order at 2:02 p.m. in HEC 201.
- II. **Establishment of a Quorum:** Brad Bryant for Ric Baugher, Guy Biyogmam, Tammy Blatnick, Krista Brooks, Dayna Coker via ITV, Tommye Davis via ITV, Stacey DiPaolo, Jerry Dunn, Jared Edwards, Robin Griffeath, Rita Hays, LeaAnne Hume, Sunu Kodumthara, Doug Linder, Scott Long, Tom McNamara, Evette Meliza, Bo Pagliasotti, Eric Paul, Cynthia Pena, Linda Pye, Hank Ramsey, Ann Russell, Hardeep Saluja, Lisa Schroeder, Amanda Smith, Karen Sweeney, Wayne Trail, Muatasem Ubeidat, Cheri Walker via ITV, and Jessica Young.
- III. **Certification of Substitutes:** Brad Bryant will attend the meeting in place of Ric Baugher. Eric Pritchard will take the place of Ryan Haggard.
- IV. **Presentation of Visitors:** Carlos Baldo, on the Faculty of Business and Computer Science has asked to observe this meeting.
- V. **Approval of Minutes:** December minutes approved by voice vote.
- VI. **Announcements:**
 - A. President Tom McNamara
 1. The PX system upgrade will be on the agenda for RUSO's February meeting. Northwestern and SEOSU are looking to upgrade to the same system.
 2. Legislative & Budget Issues:
 - a) Graduated raise for K-12 teachers
 - b) Guns on Campus
 - c) Concurrent enrollment
 - d) State Regents took the largest cut of any state agency last year
 3. During the last year, SWOSU's departments were frugal. This led to minimal spending out of reserves. If the state of Oklahoma avoids a revenue failure and approves a reasonable tuition increase, the administration is cautiously optimistic about the University's financial situation.
 4. SWOSU saw an enrollment increase of over 2% from last Spring. Retention from Fall 2016 to Spring 2017 was 85%, up from 83% the previous academic year. For the Spring 2017 semester, 88% of transfer students who applied to SWOSU enrolled for classes. Over the past 4 years, SWOSU has experienced a 16% increase in degrees conferred.
 5. The College Success course boasts a 60% pass rate, with 75% of those passing going on to enroll for classes in the next semester. The average GPA of students who make it through the class is 2.33.
 6. The Academic Appeals Committee did not meet in January.
 7. The administration will be forming a Tutoring Council and an Advising Council. The University will be seeking a fee increase to cover a subscription to UpSwing - a 24/7 online tutoring resource. This is meant to supplement on-campus tutoring resources and could employ SWOSU students and faculty.

8. Early term grading will open 2/6 and close 2/12.
9. SWIM will be held on 3/23. Please review and update exams as needed. Check room reservations for the exams.
10. The first NSO will be held 3/31.
11. Faculty interested in attending the Transformative Learning Conference should contact Marci Grant (CETL).
12. Anyone interested in Study Abroad opportunities should contact Jerry Dunn (Social Sciences), Todd Parker (Art, Communication & Theatre), or Amanda Smith (Language & Literature).
13. The Department of Nursing has had their LPN to BSN program approved.
14. The Spanish Major has been disbanded. One of the faculty in that area has received notice of non-renewal.

B. Secretary/Treasurer Karen Sweeney

1. Roll Sheet—please sign
2. Treasurer's Report
 - a) Banc First
 - (1) December Balance: \$1,621.18
 - (2) Current Balance: \$1,621.18
 - b) University Account
 - (1) December Balance: \$105.01
 - (2) Current Balance: \$105.01

C. President-Elect Jerry Dunn: None

D. Past President Jared Edwards: None

E. Student Government Representative: None

VII. Reports from Standing and Ad Hoc Committees: None

VIII. Unfinished Business:

Intellectual Property Committee: See Appendix A for the draft of revisions of section 6.0 of SWOSU's Intellectual Property Policy concerning online and web-based content.

Faculty Senate Motion 2016-12-01: Be it resolved that the SWOSU Faculty Senate Approves of the Changes to the Intellectual Property Policy proposed by the Intellectual Property Committee.

From Tim Hubin, IPC Chair: At the request of the Provost, IPC has revised the Intellectual Property Policy, Section 6.0. We have worked closely with the Provost to improve this section dealing with online courses. We have clarified the types of online course development and the ownership/licensing rights of the creator and the University. I believe this work is an excellent example of "shared governance." Both faculty and administration truly appeared to consider all sides of the issues and listened carefully to the needs, ideas, and opinions about this policy. The result, I believe, is an improved policy.

Please bring this document to the Faculty Senate for approval.

Motion failed by voice vote.

IX. New Business:

Faculty Senate Motion 2017-01-01: Dr. Raygan Chain shall serve on the Bernhardt Committee in place of Dr. Amanda Evert.

Rational: Dr. Amanda Evert was nominated for the Bernhardt Award and therefore will resign from the Bernhardt Award Committee. Dr. Raygan Chain has volunteered to take her place on said committee.

Motion carries by general consent.

Faculty Senate Motion 2017-01-02: If a committee member votes no on tenure, tenure review, continuance, or promotion, that committee member must justify the vote in oral or written comments.

Rationale: If a committee member votes no and fails to provide written or oral justification for the no vote, the candidate has no basis to satisfy the committee member in the future. Additionally, the candidate is unable to develop professionally without respectful advice from the committee member. Last, without justification senior faculty members cannot correctly mentor junior faculty members.

Motion fails by voice vote.

Faculty Senate Motion 2017-01-03: Item 2 of the Post-Tenure Review section of the Faculty Handbook shall be changed from

“The candidate for post-tenure review must submit a current vita to the Department Chair/Associate Dean by September 15. The Department Chair/Associate Dean will request student evaluations of all courses taught during any two semesters since the last evaluation from the Assessment Office.”

To

“The candidate for post-tenure review must submit a current vita to the Department Chair/Associate Dean by September 15. The candidate will request student evaluations of all courses taught during any two semesters since the last evaluation from the Assessment Office.”

Rationale: Under current practice, all courses are evaluated. Without this change to the handbook, faculty would have no option as to which semester would be included in their review documents.

Motion passed by voice vote.

X. Adjournment: 2:49 p.m.

XI. Next Meeting Friday, February 24th at 2:00 pm

Respectfully submitted,
Tom McNamara, Faculty Senate President
Karen Sweeney, Faculty Senate Secretary

Appendix A

6.0 On-Line or Web-Based Intellectual Properties

Southwestern Oklahoma State University encourages its faculty and administration to engage in scholarly activities during the academic year as a part of their university responsibilities. Such scholarly activity would include the creation of On-Line teaching materials and Web-Based teaching methods. This type of instruction is an emerging area that Southwestern Oklahoma State University embraces and supports as new technology creates an opportunity for distance education for current and future students of SWOSU. While faculty engage in this type of teaching activity and creation, the University will strive to protect the work-product of its faculty and other personnel, which are prepared for class use either on-site or via an electronic format.

Universities were alerted to the necessity to enact protection of the administration and faculty for scholarly work by the 1980 enactment of P.L. 96-517, The Patent and Trademark Law Amendments Act, more commonly known as the Bayh-Dole Act, and amendments included in P.L. 98-620, enacted into law in 1984.

6.01 Definitions

A. Web-based (Asynchronous)

Web-based, also referred to as asynchronous or on-line courses occur independent of time or location and are often known as courses available anytime and anyplace. These courses are delivered over the web. Web-based courses may be locally produced, purchased or contracted.

B. ITV or Web Video (Synchronous)

ITV courses (Interactive Television) or Web Video are synchronous courses that originate in a real time classroom environment and are narrow cast to select receive site locations. These courses allow the student to interact with the instructor and other students in a real time environment from location to location.

C. Blended (Synchronous and Asynchronous)

Blended courses usually have elements of both synchronous and asynchronous courses with ITV or face to face teaching and web-based segments. Depending on what best suits the subject and the audience, these courses typically use the best of both methods in delivering content.

6.02 Distance Education

All Distance Education courses are considered “regular” courses and are transcribed without any reference to delivery mode. All students enrolled are considered as resident students to that course regardless of location.

6.03 Copyright Assignment

The general rule for copyrighted materials is that the creator holds exclusive rights at the time of creation, unless it is assigned to another owner, either wholly or jointly. Registering the copyright with the Federal Government Copyright Office is another matter. (See Section 5.0.)

6.04 Determination of Specific Compensation

Resource and time requirements for development of courses vary as a function of the specifics of the offering, availability of related materials and course format.

A. Synchronous Format

Distance Education instructors teaching synchronous courses are not compensated for course development.

B. Asynchronous Format

Distance Education instructors may be compensated for developing asynchronous courses. Compensation is based on the-SWOSU Policy for Distance Education Instruction. Departments may also wish to contribute additional compensation from their own budgets.

1. As the acceptance of substantial university resources results in the loss of licensing control of copyrighted material (the On-Line or Web-Based course), a faculty member may, without penalty, refuse the offer of substantial university resources (and thus maintain their licensing rights) while proceeding to develop the course.
 2. Similarly, the University may choose to transfer the on-line or web-based course development offer to another faculty member, or a qualified external course developer, if the University chooses to obtain licensing rights.
 3. The IPC will enter into negotiation with the creator to determine the percentage distribution of any royalties due from the University's licensing of the course to an external entity.
- C.** If the on-line or web-based course creator uses minimal university resources, then the creator maintains ownership and licensing of the course.
- D.** When works are created while in the employ of the University, situations may arise where there is a conflict of interest between the creator and the University. In the event the creator considers the sale, lease, or other use of courseware or material by an outside party in a manner that competes with the offerings of the University, the creator first must enter into negotiations with the IPC before actuating any agreements. These negotiations will ensure the University is reimbursed expenses for courseware creation, and the IPC will determine if compensation for royalties derived from the courseware or materials is due the University.

Manuscripts created for web pages and on-line courses, web sites, music posted on websites, voice (lectures, etc.), videos streamed on the web, electronic presentations, whether registered with the Copyright Office or not, are all property of the copyright holder as defined in this policy and are subject to the provisions of the Federal Copyright laws and the fair use doctrine.

Adopted: February 2004:

The *Southwestern Oklahoma State University Intellectual Property Policy* has been approved by the SWOSU Intellectual Property Faculty Committee and SWOSU Provost's Office.

Revised: September 2009:

The revised *Southwestern Oklahoma State University Intellectual Property Policy* has been approved by the SWOSU Intellectual Property Faculty Committee, SWOSU Provost, and SWOSU President.

Revised: December 2016:

The revised *Southwestern Oklahoma State University Intellectual Property Policy* has been approved by the SWOSU Intellectual Property Faculty Committee, SWOSU Provost, and SWOSU President.